

**TIDEWATER REGIONAL
LOCAL HUMAN RIGHTS COMMITTEE
December 14, 2010 – 8:30 a.m.
MINUTES**

PRESENT

James A. Overton, LHRC Vice Chairperson
Ms. Felicia Sawyer, LHRC Member
Janet Martin, LHRC Member
Delinda Patterson Swanston, LHRC Member
Reginald T. Daye, Regional Advocate, DBHDS
Dana Gillentine, Risk Manager, Crawford
Joe Mazzucotelli, Administrator, Brighton
Chris Kearney, Administrator, Kempsville
Paula Harr, Director of QMS, First Home Care
Kelly Mulaire, First Home Care, Day Support Services
Nora Tate, Clinical Coordinator, Portsmouth Schools
Mimi Sedjat, First Home Care, Day Support Services
Stacie Olander, First Home Care, Community Based Supervisor
Audrey Rossman, First Home Care, Day Treatment Supervisor
Mary Hawkins, Manager, First Home Care
Natalie Elliott, Administrator, Crawford
Fran Neaves, Director of PI/Risk Management, Virginia Beach Psychiatric Center
Jacqueline Lipscomb, Risk Manager, Brighton
Vonda Harrison, Director of Performance Improvement & Risk Management, The Pines RTC
Marie Henrich, Sr. Administrative Assistant, Crawford

ABSENT

Ramona Dominguez, Program Manager, Foundation House Group Home
Kenya Ratliff, Community Based Supervisor, Oyster Point Academy

I. CALL TO ORDER

The Local Human Rights Committee meeting was called to order at 8:45 a.m. by James Overton, Vice Chairperson.

II. REVIEW OF MINUTES

The minutes for the meeting of September 14, 2010 were reviewed. Ms. Patterson Swanston made a motion to approve the minutes. Ms. Sawyer seconded the motion and all members present voted to accept.

III. PUBLIC COMMENTS

There were no comments from the general public at this time.

IV. UNFINISHED BUSINESS

There was no unfinished business to report.

V. NEW BUSINESS

- A. Request for Time-Out Variance Renewal – The Pines RTC – Vonda Harrison submitted the Pines RTC Variance Renewal Request. Reginald Daye requested Mrs. Harrison go over briefly the Structured Living Protocol policy so that new members of the committee would be familiar with it. Natalie Elliott went on to explain that SLP has not been used at the Pines RTC for quite some time; it was allowed to expire. SLP is implemented when residents are not responding to the Matrix (residents' behavioral system). It is an alternative treatment when a resident requires individualized treatment and programming just for them to help them be able to transition back into the regular facility programming. Documented evidence can be found in the residents' medical record indicating all other treatment options have been exhausted. Mr. Daye stated that he supports SLP and that it was his opinion that the SLP numbers went down due to the state adding the stipulation that a resident have 1:1. Mr. Daye stated the Pines could justify using SLP more often due to the population. Once the Pines receives the variance, they can use SLP as often as needed as long as protocol is followed. Since an individual is currently not to be left in time-out for more than 30 minutes per episode the Pines RTC has requested a variance to have an individual placed on SLP for up to fifteen days. Mr. Daye and Mr. Overton will submit a letter voicing their approval and it will then go to the state committee for approval. Ms. Sawyer made the motion to recommend to the state committee approval of the variance which would allow the Pines RTC to utilize Structured Living Protocol. Ms. Martin seconded the motion.
- B. Structured Living Protocol Renewal Request – VBPC – Fran Neaves presented the SLP Protocol renewal request for VBPC. This is the same request that was made by the Pines RTC with the difference being the order is valid for no more than 72 hours (automatic stop). Ms. Neaves stated a patient cannot refuse SLP or time-out if they are a danger to themselves or others. This information is presented during the time of admission; it is a part of Virginia Beach Psychiatric Center's admission criteria. Ms. Martin asked if a parent/guardian could remove patients from the facility if they disagreed with the use of SLP/time-out. Ms. Neaves stated a parent/guardian could do so but it would be documented as "AMA" (against medical advice). Ms. Martin made a motion to recommend to the state committee approval of the time-out variance renewal. Ms. Sawyer seconded the motion.
- C. Change in delay on fire door at Oyster Point Academy – FHC – Mr. Daye stated this request must go through licensure and not the Human Rights Committee. Mr. Daye stated he did not see where this request would deviate from any Human Rights Regulations. Mr. Daye recommended presenting this request to licensure.
- D. Temporary Affiliation for Fort Lane location for Day Treatment – FHC – Audrey Rossman requested temporary affiliation for the Fort Lane location for Day Treatment. All policies and procedures would remain the same. This would only be for the summer months. Ms. Swanston made a motion to approve temporary affiliation and Ms. Martin seconded the motion.

VI. STANDING REPORTS

- A. General Information – Paula Harr announced that Foundation House would be closing due to a census of only three and a decrease in referrals. All three residents would be discharged Friday, December 17th. Foundation House will remain licensed until May 2011. Discharge plans are in place for all three residents.

Fran Neaves announced that we are officially owned by United Health Systems (UHS). This occurred in mid November 2010.

Overview of Allegation Reports

Location	Sept	Oct	Nov
Virginia Beach Psych	1-allegation	2-allegations 1-informal	2-informal complaints

		complaint	
FHC- Oyster Point Academy	25	16	20
FHC- Northampton Schools	6	19	7
FHC -Portsmouth School	1	5	2
FHC- Group Home	1	3	2
The Pines – Brighton	42	51	25
The Pines – Crawford	61	68	85
The Pines - Kempsville	38	35	56

Seclusion and Restraint Reports

(S= Seclusion) (MR= Mechanical) (PR = Physical) (CR= Chemical)

Location	Sept	Oct	Nov
Pines Kempsville	S - 31 MR- 0 PR - 20	S - 50 MR - 0 PR - 23	S 46 MR 0 PR 33
Pines Brighton	S- 0 MR- 0 PR- 60	S- 0 MR- 0 PR- 45	S- 0 MR- 0 PR- 49
Pines Crawford	S - 5 MR – 0 PR - 146	S - 4 MR - 0 PR - 134	S – 0 MR – 0 PR - 128
Virginia Beach Psych	S-3 MR-6 PR-0 CR-0	S-5 MR-0 PR-4 CR-0	S-1 MR-2 PR-1 CR-0
FHC- Oyster Point Academy	9 PR	12 PR	3 PR
FHC- Northampton Schools	0 PR	0 PR	1 PR
FHC- Foundation House	0 PR	0 PR	0 PR
FHC -Portsmouth School	0 PR	0 PR	0 PR

C. Reports on Structured Living Protocol

VBPC: 0

The Pines: 0

D. ALLEGATION REPORTS - CLOSED SESSION

Motion: Ms. Patterson Swanston made a motion that the committee go into Executive Session, pursuant to Virginia Code 2-2-3711A (4) for the protection of the privacy of individuals in personal matters not related to public business, namely to review patient information from First Home Care, The Pines Residential Treatment Center and Virginia Beach Psychiatric Center, pursuant to the regulations.

Action: Second was made by Ms. Sawyer. All members present voted in favor of the motion.

Reconvened in Open Session: Upon reconvening in Open Session, Ms. Patterson Swanston, Mr. Overton, Ms. Martin and Ms. Sawyer of the Tidewater Regional LHRC certified to the best of their knowledge that only public business matters exempt from statutory open meeting requirements and only public business matters identified in the motion to convene the Executive Session were discussed in accordance to Virginia Code 2-2-3711A (4).

VII. NEXT SCHEDULED MEETING

The next regular LHRC meeting is scheduled for Tuesday, March 8, 2011 in the Executive Board Room of The Pines- Crawford Campus.

VIII. ADJOURNMENT

There being no further business to discuss, Mr. Overton made the motion to adjourn. Ms. Patterson Swanston seconded the motion. The meeting was adjourned at 12:00 p.m.

RESPECTFULLY SUBMITTED:

Marie Henrich, Senior Administrative Assistant
Recording Secretary

James Overton
LHRC Vice Chairman